

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant(s): Wagner, et al.

Group Art Unit: 1774

Application No.: 10/080,147

Examiner: Bruce H. Hess

Filed: 02/19/2002

Title: INTERMEDIATE TRANSFER
RECORDING MEDIUM

Attorney Docket No 321.045/US

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE UNDER 37 CFR § 1.137(b)

Dear Sir:

Applicant petitions as follows:

1. A reply to the outstanding Office Action dated September 16, 2003 is enclosed herewith.
2. The Petition fee of \$685.00 as set forth in 37 CFR § 1.17(m) is enclosed.
3. The entire delay in filing the required reply from the due date for the reply until the filing of this Petition pursuant to this paragraph was unintentional, as set forth in the following particulars:
 - a. The undersigned's law firm moved its office in August of 2002.
 - b. For reasons that are not fully understood, no change of address was entered

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into the file of this case with the United States Patent and Trademark Office.

c. The first Office Action in this case was not mailed until September 16, 2003, which was approximately 19 months from the filing date of the Application, and more than one year after the undersigned firm moved its office.

d. The U. S. Postal Service does not forward mail for more than one year, and the forwarding time to the undersigned's new office had expired prior to the mailing date of the Office Action.

e. Upon information and belief, the U. S. Postal Service returned the Office Action dated September 16, 2003 to the U. S. Patent and Trademark Office.

f. A Notice of Abandonment was mailed July 2, 2004, to the undersigned's firm's old address

g. The undersigned subsequently received a Notice of Abandonment, and enters this Petition to Revive.

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Applicant prays that the Application be revived and that prosecution of the Application continue.

Respectfully submitted,



B. Craig Killough
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Dated: November 11, 2004

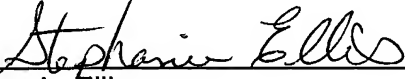


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CERTIFICATE OF MAILING

I hereby certify that this Petition to Revive, and check in the amount of \$685.00 is being deposited with the United States Postal Service, with sufficient postage attached thereto, in an envelope addressed to: Mail Stop Petition, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 11th day of November, 2004.



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